

1 DAVID L. ANDERSON (CABN 149604)
United States Attorney

2 HALLIE HOFFMAN (CABN 210020)
3 Chief, Criminal Division

4 JIMMY T. DOAN (CABN 271448)
Special Assistant United States Attorney

5 150 Almaden Boulevard, Suite 900
6 San Jose, California 95113
7 Telephone: (408) 535-5054
8 FAX: (408) 535-5066
jimmy.doan@usdoj.gov

Attorneys for United States of America

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION
12

13 UNITED STATES OF AMERICA,) NO. CR 19-00709-LHK
)
14 Plaintiff,) STIPULATION AND [PROPOSED] ORDER
) VACATING HEARING DATE AND EXCLUDING
15 v.) TIME
)
16 JEREMY DANIELS,)
)
17 Defendant.)
)

18
19 **STIPULATION**

20 The defendant, JEREMY DANIELS, represented by Dejan Gantar, Assistant Federal Public
21 Defender, and the government, represented by Jimmy Doan, Special Assistant United States Attorney,
22 appeared before the Court on January 7, 2020 for a detention hearing. The Court set a Status
23 Conference for January 14, 2020 at 1:30 p.m. before the Honorable Judge Cousins and a Status
24 Conference for February 26, 2020 at 9:15 a.m. before the Honorable Judge Koh.

25 The parties hereby agree and stipulate that time be excluded pursuant to the Speedy Trial Act, 18
26 U.S.C. § 3161, from the date of the signing of the proposed order submitted herewith to February 26,
27 2020. At the detention hearing held on January 7, 2020, the government and counsel for the defendant
28 agreed that time be excluded under the Speedy Trial Act once the government produced discovery so

STIPULATION AND ~~[PROPOSED]~~ ORDER
CR 19-00709-LHK

1 that defense counsel could continue to prepare, including by reviewing the discovery produced. For this
2 reason and as further stated on the record at the detention hearing, the parties stipulate and agree that
3 excluding time until February 26, 2020 will allow for the effective preparation of counsel, taking into
4 account the exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties further stipulate
5 and agree that the ends of justice served by excluding the time from the date of the signing of the
6 proposed order submitted herewith through February 26, 2020 from computation under the Speedy Trial
7 Act outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C.
8 § 3161(h)(7)(A), (B)(iv).

9 The parties further respectfully request that the Status Conference currently set for January 14,
10 2020 at 1:30 p.m. be vacated. The parties agree that the January 14, 2020 Status Conference will not be
11 necessary in light of the stipulation herein.

12 The undersigned Special Assistant United States Attorney certifies that he has obtained approval
13 from counsel for the defendant to file this stipulation and proposed order.

14
15 IT IS SO STIPULATED.

16
17 Respectfully submitted,

18 DATED: January 9, 2020

19 /s/
JIMMY DOAN
Special Assistant United States Attorney

20 DATED: January 9, 2020

21 /s/
DEJAN GANTAR
Counsel for Jeremy Daniels

~~[PROPOSED]~~ ORDER

Based upon the facts set forth in the stipulation of the parties and the representations made to the Court on January 7, 2020 and for good cause shown, the Court finds that failing to exclude the time from the date of this order through February 26, 2020 would unreasonably deny defense counsel and the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time from the date of this order through February 26, 2020 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time from the date of this order through February 26, 2020 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

IT IS SO ORDERED.

DATED: January 10, 2020

